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13 Attorneys for USACM Liquidating Trust

14 **UNITED STATES BANKRUPTCY COURT  
15 DISTRICT OF NEVADA**

16 In re:

17 USA COMMERCIAL MORTGAGE  
18 COMPANY,

19 Case No. BK-S-06-10725-LBR  
20 Case No. BK-S-06-10726-LBR  
Case No. BK-S-06-10727-LBR  
Case No. BK-S-06-10728-LBR  
Case No. BK-S-06-10729-LBR

21 USA CAPITAL REALTY ADVISORS,  
22 LLC,

23 CHAPTER 11

24 USA CAPITAL DIVERSIFIED TRUST  
25 DEED FUND, LLC,

26 Jointly Administered Under Case No.  
Case No. BK-S-06-10725 LBR

27 USA CAPITAL FIRST TRUST DEED  
28 FUND, LLC,

29 **STIPULATION RE WITHDRAWAL  
30 OF PROOF OF CLAIM NO. 10725-  
31 02023 FILED BY WILLIAM  
32 WALLACE**

33 USA SECURITIES, LLC, Debtors.

34 **Affects:**

35  All Debtors  
36  USA Commercial Mortgage Company  
37  USA Capital Realty Advisors, LLC  
38  USA Capital Diversified Trust Deed Fund, LLC  
39  USA Capital First Trust Deed Fund, LLC  
40  USA Securities, LLC

41 The USACM Liquidating Trust (the “USACM Trust”), by and through its  
42 undersigned counsel, and William Wallace (“Claimant”), stipulate:

43 1. Claimant filed a Proof of Claim (“Claim”) No. 10725-02023 on January 13,  
44 2007, in the amount of \$50,000.00.



2. On September 7, 2007, USACM Trust notified Claimant of discrepancies  
with respect to the Claim and gave Claimant the option to correct the discrepancies or  
withdraw the Claim.

3. Claimant notified the USACM Trust that Claimant wants to withdraw the  
proof of claim filed in this case.

Therefore, the parties stipulate and agree that Claimant withdraws proof of claim  
No. 10725-02023 filed on January 13, 2007, in the amount of \$50,000.00 and no further  
notice shall be given to Claimant. Claimant will receive no distribution from the USACM  
Trust on account of the Claim, but this does not affect any payments Claimant may be  
entitled to receive from the current or future servicing agent on pending Direct Lender  
loans from current or future Borrower loan payments.

DATED: 9/21/2007

LEWIS AND ROCA LLP

By: /s/ RC (#6593)

Susan M. Freeman, AZ 4199 (*pro hac vice*)  
Rob Charles, NV 6593

*Counsel for USACM Liquidating Trust*

-and-

DATED: 9-14-2007.

Will Wallace

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2007  
10/22/07

LEWIS  
AND  
ROCA  
LLP  
LAWYERS

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DATED: 8/21/, 2007.

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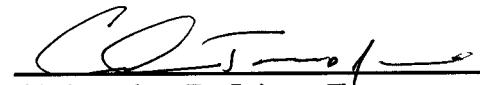
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